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8 Attorneys for Plaintiffs

9
10 **UNITED STATES DISTRICT COURT**
11
12 **EASTERN DISTRICT OF CALIFORNIA**

13 ANTHONY GALLEY, Deceased, by and through
14 his Co-Successors in Interest, P.P. and B.P.,
15 minors, through their mother and Next Friend,
16 Christina O’Neal, Individually and as Co-
17 Successors in Interest for ANTHONY GALLEY,
18 Deceased,

19 Plaintiffs,

20 vs.

21 COUNTY OF SACRAMENTO, a public entity;
22 FORMER SACRAMENTO COUNTY SHERIFF
23 SCOTT R. JONES, in his individual capacity; Jail
24 Commander ANTHONY PAONESSA, Jail
25 Medical Director VEER BABU, M.D., MAXIM
26 HEALTHCARE SERVICES, INC. dba MAXIM
27 STAFFING SOLUTIONS, a Maryland
28 Corporation; MAXIM HEALTHCARE
STAFFING SERVICES, INC., a Maryland
Corporation; ERICA WOODS, R.N., and DOES
1–20; individually, jointly, and severally,

Defendants.

Case No. 2:23-cv-00325-WBS-AC

**STIPULATION AND ORDER TO
MODIFY SCHEDULING ORDER
(ECF NO. 70)**

1 All parties, by and through their respective attorneys of record, hereby stipulate and request
2 that this Court briefly continue pretrial dates in this matter for the following reasons:

3 1. This is a complex civil rights death case based on allegations of Defendants' failure
4 to provide for decedent Anthony Galley's serious medical needs in the Sacramento County Jail,
5 where he died on February 15, 2022. Claims against County Defendants also include allegations
6 that County customs, policies, training and supervision at the jail set in motion the violation(s) of
7 Mr. Galley's rights. Plaintiffs allege that similar issues concerning County practices at the jail have
8 also been raised, both before and after Mr. Galley's death, in the class action entitled *Mays v.*
9 *County of Sacramento*, E.D. Cal. Case No. 2:18-cv-02081-TLN-CSK, and the Consent Decree and
10 Remedial Plan in that case. Mr. Galley is survived by his two minor children, Plaintiffs P.P. and
11 B.P.

12 2. Defendants are represented by three groups of separate counsel, complicating
13 scheduling of depositions.

14 3. This case was filed on February 23, 2023. County Defendants and Maxim
15 Defendants filed seriatim motions to dismiss that were not resolved until September 19, 2023.
16 (ECF 45). The Maxim Defendants answered the First Amended Complaint on November 2, 2023.
17 (ECF 48).

18 4. Since that time, the parties have exchanged voluminous documents both directly and
19 by subpoena. The parties have met and conferred repeatedly concerning document production, to
20 resolve issues without the need for motion practice. The parties are represented by experienced
21 counsel who are working cooperatively in this matter.

22 5. Plaintiffs have completed the depositions of Defendants Erica Woods, RN, and Veer
23 Babu, MD. Defendants have completed depositions of several correctional officers at the
24 Sacramento County Jail. Ms. Woods' deposition required two sessions due to technical difficulties

1 in counsel's office for Maxim and Ms. Woods. The parties had difficulty scheduling Dr. Babu's
2 deposition, as he is no longer employed by the County, due to scheduling conflicts for him and
3 between counsel. His deposition just occurred on September 10, 2025. The parties have had to
4 continue depositions of the County's and Maxim's Rule 30(b)(6) Persons Most Knowledgeable.

5 6. In addition, the parties have scheduled a mediation in this case with mediator
6 Richard Copeland, on the only date that worked for him and all parties, November 18, 2025.

7 7. Based on Dr. Babu's deposition testimony, Plaintiffs intend to amend the complaint
8 to add the County's jail Nursing Director, Pamela Gandy-Rosemond, RN, and conduct further
9 depositions. The amendment and further depositions will not be necessary if the parties settle this
10 matter at the mediation.
11

12 8. Individuals and parties still needing to be deposed include: Plaintiffs and/or their
13 mother, Defendant Jail Commander Paonessa, possibly Defendant Sheriff Scott Jones, Nursing
14 Director Pamela Gandy-Rosemond after she is added as a Defendant, inmates present in Mr.
15 Galley's holding cell during his incarceration, Mr. Galley's medical treaters at the hospital,
16 Sacramento County's forensic pathologist, possibly some *Mays* counsel, the *Mays* Court-Ordered
17 Monitor, Maxim and the County's Persons Most Knowledgeable concerning nursing training, and
18 the County's Persons Most Knowledgeable concerning changes made to nursing policies and
19 protocols under the *Mays* consent decree at that time, history of known medical and staffing issues
20 at the jail, and issues raised in *Mays* Court-Ordered Monitors' reports both before and after Mr.
21 Galley's death.
22

23 9. The parties' experts will need time to review the depositions to prepare their reports.
24

25 10. Plaintiffs' counsel are starting a wrongful death trial on October 30, 2025, in *Garcia*
26 *v. Napa County, et al.*, Napa County Superior Court Case No. 23CV000234. The trial is expected
27 to last through November 14, 2025.
28

11. To save the time and resources of the parties, the parties agree to postpone Plaintiffs' amendment of the complaint and the remaining depositions until after the November 18, 2025, mediation.

12. This is the second continuance requested in this matter.

13. The parties have consulted the Court, and with guidance from the Court propose the following schedule:

<u>Event</u>	<u>Current Date</u>	<u>New Date</u>
Expert Disclosures due	October 27, 2025	January 2, 2026
Rebuttal Expert Disclosures	November 24, 2025	January 23, 2026
Discovery Cutoff	January 23, 2026	February 20, 2026
Motion Filing Deadline	February 23, 2026	March 20, 2026
Motion Response Deadline	March 23, 2026	April 17, 2026
Motion Reply Deadline	N/A	May 1, 2026
Dispositive Motion Hearing	N/A	May 11, 2026, 1:30 p.m.
Final Pretrial Conference	June 1, 2026, 1:30 p.m.	June 29, 2026, 1:30 p.m.
Trial	August 11, 2026, 9:00 a.m.	August 18, 2026, 9:00 a.m.

For the foregoing reasons, the parties respectfully request that this Court enter an order extending the pretrial dates in this case as set forth above.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

Dated: October 10, 2025

HADDAD & SHERWIN LLP

/s/ Julia Sherwin

JULIA SHERWIN
Attorneys for Plaintiffs

1 Dated: October 10, 2025

BEACH LAW GROUP, LLP

2
3 /s/ Thomas E. Beach

4 THOMAS E. BEACH
5 SUEANNE D. CHADBOURNE
6 RACHEL K. MANDELBERG
7 MOLLY LOY
8 Attorneys for Defendants
9 MAXIM HEALTHCARE SERVICES, INC., MAXIM
10 HEALTHCARE STAFFING SERVICES, INC., and
11 ERICA WOODS, R.N.

8 Dated: October 10, 2025

PORTER SCOTT, APC

9
10 /s/ Matthew W. Gross

11 CARL FESSENDEN
12 JOHN R. WHITEFLEET
13 MATTHEW W. GROSS
14 Attorneys for Defendants
15 COUNTY OF SACRAMENTO, Sheriff SCOTT R.
16 JONES, and Jail Commander ANTHONY
17 PAONESSA

16 DATED: October 10, 2025

RIVERA HEWITT PAUL LLP

17
18 /s/ Kristlenne C. Vicuna

19 KRISTLENNE C. VICUNA
20 JONATHAN B. PAUL
21 Attorneys for Defendant
22 Veer Babu, M.D.

ORDER

23 PURSUANT TO STIPULATION, AND GOOD CAUSE APPEARING, IT IS SO ORDERED.

24 The pretrial and trial schedules are modified as follow:

<u>Event</u>	<u>Current Date</u>	<u>New Date</u>
Expert Disclosures due	October 27, 2025	January 2, 2026

1	Rebuttal Expert Disclosures	November 24, 2025	January 23, 2026
2	Discovery Cutoff	January 23, 2026	February 20, 2026
3	Motion Filing Deadline	February 23, 2026	March 20, 2026
4	Motion Response Deadline	March 23, 2026	April 17, 2026
5	Motion Reply Deadline	N/A	May 1, 2026
6	Dispositive Motion Hearing	N/A	May 11, 2026, 1:30 p.m.
7	Final Pretrial Conference	June 1, 2026, 1:30 p.m.	June 29, 2026, 1:30 p.m.
8	Jury Trial	August 11, 2026, 9:00 a.m.	August 18, 2026, 9:00 a.m.
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11 Dated: October 11, 2025

12 WILLIAM B. SHUBB
13 UNITED STATES DISTRICT JUDGE
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